

**THE GUIDELINES AND MINIMUM STANDARDS FOR THE OPERATION OF
MANDATORY FEE ARBITRATION PROGRAMS**

(Amended by the Board of Governors, January 26, 2001)

I. JURISDICTION

1. If the current rules of procedure of a local bar association or a lawyer referral service are approved by the Board Committee on ~~Client Relations and Assistance~~ **Regulation and Discipline** and those rules are in compliance with Business and Professions Code section 6200-6206 and the Minimum Standards set forth below, the local program will have jurisdiction over fee disputes submitted, and such arbitration will be the arbitration provided for in Business and Professions Code sections 6200-6206.

2. If an approved local program is not available, **and the parties do not consent to have the fee dispute submitted to another local program willing to assume jurisdiction over the matter**, the State Bar will assume jurisdiction over the fee dispute and proceed under the "Rules of Procedure for the Hearing of Fee Arbitrations by the State Bar of California.

**RULE 11.1, RULES OF PROCEDURE FOR FEE ARBITRATIONS AND THE
ENFORCEMENT OF AWARDS BY THE STATE BAR OF CALIFORNIA**

(Amended by the Board of Governors, November 26, 2001)

Rule 11.0 Jurisdiction

11.1 The State Bar will accept a matter for arbitration if:

- a) there is no approved local bar association program **with jurisdiction**; or
- b) subject to Rules 11.2 and 11.3, a part declares under penalty of perjury that s/he cannot obtain a fair hearing in the local bar association program.; ~~or~~
- c) ~~the matter is not within the jurisdiction of a local bar association program.~~

The State Bar will waive jurisdiction if there is an approved local bar association program which is willing to accept consensual jurisdiction and the parties consent in writing to submit to such jurisdiction.